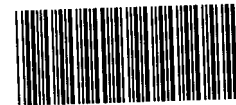
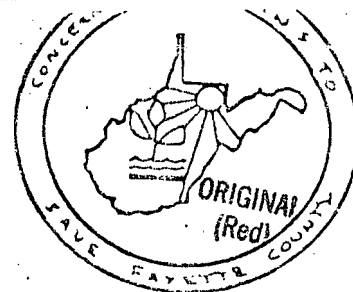


CONCERNED CITIZENS TO SAVE FAYETTE COUNTY
P. O. Box 75 - Minden, WV 25879 - (304) 469-6247



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July 9, 1990

Mrs. Kienna Smith
Senator Rockefeller's Representative
724 Hart Building
Washington, DC

Dear Kienna,

I apologize that this letter is tardy (two weeks late) concerning the expectations and demands of the Concerned Citizens to Save Fayette County, relating to the promises of the commitments made by the EPA, not only to the group but to Senator Rockefeller as well.

As you know, the EPA made the commitment to the group and the Senator in April of '89 that a three mile radius study would be conducted in the Minden/Rock Lick area relating to the PCB (and PCDF) contamination that has plagued the region since the early '70's. As understood by many this contamination maybe the cause of the extensive diseases and deaths that has occurred within this community.

Pertaining to the meeting that we had with the EPA and the ASTDR: Ben Mickyevich stated that the EPA had no intention of conducting a thorough (grided) three mile radius study (apex-the Shaffer Equipment site), for what was stated at the April 1989 misunderstood by our group and the Senator. As stated by Ben the EPA considers a three mile radius study to only encompass a one-half mile (approximately) sampling. This was not stated nor promised at the April of '89 meeting.

The Concerned Citizens as well as you and the Senator believe that the EPA had negotiated in bad faith; once again misleading the citizenry of a contaminated community. At the May 29, 1990 meeting Ben stated that instead of the EPA conducting a comprehensive three mile study, we the group was to choose twelve sites that we believe to be potential "hot spots". This was not the original agreement of the EPA, however we did proceed to select twelve areas--yet still demanded the three mile radius study. Ben stated that the contractor

"Fighting to insure Fayette County a clean, safe, and healthy environment."

(N.U.S.) would arrive three weeks later to complete an assessment of the sites (if approved by the office in Philadelphia!!) so as to begin actual sampling in July of 1990. ORIGINAL (Red)

I was given no fore warning that the date of the actual sampling would occur on July 9-12 (even though we did understand that the sampling would take place during the month of July). I regret with the utmost sincerity that from July 9-20 I am attending American Federation of Teachers (AFL-CIO) workshops for I am as well as the Chair of the Concerned Citizens, also the Grievance Chairperson for Local 4361 of Raleigh County. Franchesco DeCauso (EPA Representative) did not forewarn that the sampling would occur until July 5, 1990 and my commitments for the training cannot be altered. Thus, I will not be available to be in Minden during July 9-12 and this disheartens me to a great extreme. I feel that our group should have been adequately notified of the arrival of the EPA contractors and that we also should have been able to be involved in negotiating the dates of the sampling, for some of the Concerned Citizens Steering Committee as well as myself will not be available on the dates chosen by the EPA. However, it gives me great satisfaction that many of our steering committee will be available to be in Minden/Rock Lick to oversee and document what actions are taken throughout July 9-12.

I am distressed to find out from Franchesco that all of our twelve sites that we chose for sampling are not to be included. We requested tree core sampling, sampling of the Shaffer Equipment building, sampling of the "sediment" in Minden mine no. 2, sampling of the "apple tree area" and core sampling which would include drilling at least 12-16 feet at the PCB pit site that [REDACTED] (former Shaffer employee) delineated to the EPA are not included in the sampling. I was informed by Franchesco that six sites were chosen for sampling (during our conversation on July 6, 1990) including: the Rock Lick garage area, the green hill (reclaimed slag pile), sediment from Arbuckle Creek (not along the banks) the old bath house (located at the former Shaffer site), the abandoned power sub-station (located near the Minden Store), and the soil located at the West Virginia State Road Garage (located in East End of Oak Hill). I was notified by Franchesco, on my answering machines, that none of the residential yards (which lie in the Minden flood plain) were to be sampled.

However, after our July 6, 1990, 2:30 p.m. conversation she stated that the residential yards were to be sampled. However, this still leaves the five points previously mentioned not included in the sampling process and the EPA does not intend to keep their word to conduct the three mile radius study which we find imperative in order to have Minden/Rock Lick placed on the NPL and have the ASTDR to conduct a health assessment.

We feel that after the location of "hot spots" during the March of 1990 sampling, then the confirmation sampling stating that the (on the original clean-up site) newly found "hot spots" now were not above the level of concern (50 ppm - yet in March they registered up to 660 ppm), yet eleven "new hot spots" located on the site of the Shaffer building which was never included within the original clean-up were well above the level of concern indicates that the promised "grided" three mile study must be conducted!

I requested from Franchesco if the results from Bob Caron's June confirmation sampling were available and she stated that during the week of July 9, 1990 the results would be released and sent to our group. All of the sampling that has occurred since March of 1990 on reinforces our claims that Minden/Rock Lick was left still contaminated after the so-called 1986 EPA clean-up.

Our demands for the state and federal government still stand: a relocation for the people of Minden/Rock Lick for those that choose to relocate, compensation for those that (if choose) do not wish to relocate, for we feel that Minden/Rock Lick is beyond a true clean up (the 1986 CERCLA Act states that any residential area contaminated with 5-10 ppm of PCB must have ten inches of new top soil placed over the contamination).

We feel that it is the DUTY of the federal, state, and county governments to address the health needs of a community at environmental risk, to compensate those that never chose to be environmentally poisoned, and to relocate citizens of this United States when a poisoned environment is causing illness, suffering, and death.

We, the Concerned Citizens, feel deep gratitude to Senator Rockefeller (along with his field representatives Kienna Smith and Dennis Altizer) for his consistent aid during this six year struggle and we will nev-

er forget his commitment now to the needs of the people of Minden/Rock Lick, West Virginia.

Even though Senator Rockefeller has been exemplary in his concern, compassion, and assistance, we wish to give acknowledgement and gratitude for the assistance of Congressman Staggers (along with his field representative Kelvin Holliday), West Virginia State Senator Bob Holliday, and West Virginia Delegate John Hatcher and the great people of the Concerned Citizens and all in Minden/Rock Lick, West Virginia that were willing to endure a six year struggle and are still willing to continue the fight for social and economic justice.

Kienna, together we shall overcome the adversities that confront the township of Minden/Rock Lick, West Virginia.

In Unity,

(b) (6)



Copies to: Senator Rockefeller
Ben Mykijkeycz
Congreeman Staggers
Kelvin Holliday
Bob Holliday
John Hatcher

ORIGINAL
(Red)